

JOSEPH P. RUSSONIELLO, CSBN 44332
United States Attorney
JOANN M. SWANSON, CSBN 88143
Assistant United States Attorney
Chief, Civil Division
EDWARD A. OLSEN, CSBN 214150
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102
Telephone: (415) 436-6915
FAX: (415) 436-6927

Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JIN WU and CHANG ZHANG,
Plaintiffs,

v.

ALBERTO GONZALES, United States
Attorney General, U.S. Department of Justice;
MICHAEL CHERTOFF, Secretary of the
Department of Homeland Security;
EMILIO GONZALEZ, Director of United States
Citizenship and Immigration Services,
Defendants.

No. C 07-3118-PVT

**STIPULATION TO HOLD CASE IN
ABEYANCE FOR 60 DAYS; AND
~~PROPOSED~~ ORDER**

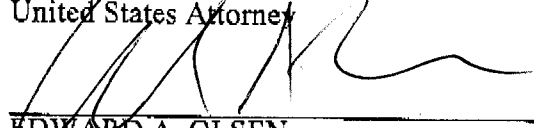
The plaintiffs, by and through their attorneys of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to hold this case in abeyance for a period of sixty days, in light of the fact that the United States Citizenship and Immigration Services (USCIS) has very recently adopted a change in its approach to FBI name checks (which is a cause of the delay in this case), which may cause this action to be moot within the next sixty days.

STIPULATION TO HOLD CASE IN ABEYANCE
C 07-3118 PVT

1 Dated: February 8, 2008

Respectfully submitted,

2 JOSEPH P. RUSSIONELLO
3 United States Attorney

4 
5 EDWARD A. OLSEN
6 Assistant United States Attorney
7 Attorneys for Defendants

8 Dated: February 8, 2008

9 JUSTIN FOK
10 Law Offices of Jean D. Chen
11 Attorneys for Plaintiffs

12 **ORDER**

13 Pursuant to stipulation, IT IS SO ORDERED.

14 Date: 2/11/08

15 
16 PATRICIA V. TRUMBULL
17 United States Magistrate Judge

18
19
20
21
22
23
24
25
26
27
28
STIPULATION TO HOLD CASE IN ABEYANCE
C 07-3118 PVT